Office of Proceedings

Law Offices of Jay Safar

MAR 0 7 2011

Suite 30I, 267 Carleton Avenue, Central Islip, NY 11722 Tel. 631-650-6820 Fax. 631-650-1207

F tof

March 2, 2011

Ms. Cynthia T. Brown
Chief, Section of Administration
Office of Proceedings
Surface Transportation Board
395 E Street, S.W., Room 1043
Washington, D.C. 20423-0001

Via Electronic Filing

Re: Finance Docket No. 35468

Pinclawn Cemetery - Petition for Declaratory Order

Ms. Brown:

22892/

On February 24, 2011 the Board served its decision in this proceeding granting New York & Atlantic Railway's request to extend the filing deadline for replies to Pinelawn's petition to March 7, 2011. Because this proceeding involves property rights of The Long Island Rail Road ("LIRR"), we anticipate responding to the petition. LIRR is a whollyowned subsidiary of the Metropolitan Transportation Authority and anticipates it may take some time for internal review of the Issues raised by the petition.

Counsel for the LIRR has conferred with counsel for Pinelawn and New York & Atlantic Railway, who have consented to a further extension of the filing date for replies to May 13, 2011. Accordingly, LIRR requests that the Board set May 13, 2011 as the due date for all replies to Pinelawn's petition.

Respectfully substitted,

Jay Safar

Aftorney for The Long Island Rail Road

c: Jession Driscoll, Esq. Ronald A. Lane, Esq. David Lazer, Esq.